## IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF IDAHO

In Re: Appleby, Harold R. Appleby, J.R. Debtors. Chapter 7
Case No. 04-21038 SEP 23 PM 1 00
PETITION TO EMPLOY AUCTIONEER
BY TRUSTEE

The trustee petitions the Court to approve the employment of the below identified licensed auctioneer on the following terms and conditions:

- 1. Name and address of auctioneer.
  Troy Black Auctioneer
  Black & Associates
  1213 Ezra
  Hayden ID 83835
  800-914-3997
- 2. <u>Compensation:</u>
  Commission of 20% on the gross amount of money received at sale. Auctioneer shall pay the following expenses without charge to the estate:
- 3. Expenses Charged to the Estate:
  In addition to payment of the auctioneer's commission, petitioner has agreed to pay the following expenses:
  Prorata share of advertisement and rent of auction site.
  The estate shall also pay the detail expense to have the vehicle cleaned, which will not exceed \$100. All expenses shall be substantiated by the auctioneer.
- 4. Property to be sold:
  The following property of the estate is to be sold by auctioneer: 1997 GMC 1 ton truck.
- 5. <u>Qualification of Auctioneer:</u>
  To the best of the trustee's knowledge the auctioneer is a disinterested person and does not hold an interest adverse to the interest of the estate with respect to the matter on which the auctioneer is to be employed.
- 6. <u>Auctioneer Bond</u>:
  Auctioneer is currently bonded in the amount of \$100,000 in favor of the United States Trustee.

DATED: 9(33/04

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